

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY AVERAGE WHOLESALE PRICE LITIGATION	) ) ) )	MDL NO. 1456 Civil Action No. 01-12257-PBS Subcategory Case No. 03-10643-PBS
THIS DOCUMENT RELATES TO:  <i>The City of New York, et al.,</i>  v.  <i>Abbott Laboratories, et al.</i>	) ) ) ) ) ) )	Judge Patti B. Saris

**[PROPOSED] ORDER ON THIRD JOINT MOTION TO EXTEND THE 90-DAY  
ORDER OF DISMISSAL AS TO CERTAIN DEFENDANTS**

Saris, U.S.D.J.

The Court having reviewed the Third Joint Motion to Extend the 90-Day Order of Dismissal and having been advised that additional time is needed to conclude settlement discussions, finalize settlement papers and/or obtain required signatures provided for by the settlements between plaintiffs and defendants King Pharmaceuticals Inc., King Research and Development and Monarch Pharmaceuticals Inc. (collectively “King/Monarch Group”); Par Pharmaceutical Companies, Inc. and Par Pharmaceutical Inc. (collectively “Par Group”); and, Roche Laboratories Inc. and Hoffman-La Roche Inc. (collectively “Roche Group”), in the above-entitled action:

IT IS ORDERED that the time period to reopen the action if settlement is not consummated in the Settlement Order of Dismissal dated July 7, 2011 is extended an additional 90 days until May 3, 2012.

SO ORDERED by the Court.

Entered \_\_\_\_ day of \_\_\_\_\_, 2012.

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THE HONORABLE PATTI B. SARIS  
UNITED STATES DISTRICT COURT JUDGE

**CERTIFICATE OF SERVICE**

I, James P Carroll Jr, hereby certify that I caused a true and correct copy of the foregoing **[PROPOSED] ORDER ON THIRD JOINT MOTION TO EXTEND THE 90-DAY ORDER OF DISMISSAL AS TO CERTAIN DEFENDANTS** to be served on all counsel of record via electronic service pursuant to Paragraph 11 of the Case Management Order No. 2, by submitting a copy to Lexis/Nexis File & Serve for posting and notification to all parties.

Dated: February 1, 2012

/s/ James P. Carroll Jr  
James P. Carroll Jr